

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

UNITED STATES OF AMERICA,	:	Case No. 3:13-cr-175
	:	
vs.	:	Judge Michael R. Barrett
	:	
LANCE EALY,	:	
	:	
Defendant.	:	

VERDICT (Count 1)

On the charge of possession of fifteen or more counterfeit or unauthorized access devices, in violation of 18 U.S.C. § 1029(a)(3), as set forth in **Count 1** of the Second Superseding Indictment, WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: _____^X NOT GUILTY: _____

Dated this 19th day of November, 2014.

s/Juror

Foreperson

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

As to **Count 5** (Taxpayer – S.F.; Approximate Filing Date – July 8, 2013; Refund Claimed – \$1,408.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: x NOT GUILTY:

As to **Count 6** (Taxpayer – D.B.; Approximate Filing Date – October 9, 2013; Refund Claimed – \$611.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: x NOT GUILTY:

As to **Count 7** (Taxpayer – J.C.; Approximate Filing Date – October 9, 2013; Refund Claimed – \$588.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: x NOT GUILTY:

As to **Count 8** (Taxpayer – T.N.; Approximate Filing Date – October 9, 2013; Refund Claimed – \$600.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: x NOT GUILTY:

As to **Count 9** (Taxpayer – Y.S.; Approximate Filing Date – October 15, 2013; Refund Claimed – \$488.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: x NOT GUILTY:

As to **Count 10** (Taxpayer – F.R.; Approximate Filing Date – October 16, 2013; Refund Claimed – \$444.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: x NOT GUILTY:

As to **Count 11** (Taxpayer – A.T.; Approximate Filing Date – October 16, 2013; Refund Claimed – \$1,252.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: _____^x NOT GUILTY: _____

As to **Count 12** (Taxpayer – J.G.; Approximate Filing Date – October 16, 2013; Refund Claimed – \$499.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: ^x NOT GUILTY:

Dated this 19th day of November, 2014.

s/Juror

Foreperson

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

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LANCE EALY,	:	
	:	
Defendant.	:	

VERDICT (Counts 13 – 23)

On the charge of wire fraud, in violation of 18 U.S.C. § 1343, as set forth in **Counts 13 through 23** of the Second Superseding Indictment, WE, THE JURY, find as follows:

As to **Count 13** (Name on Tax Return – M.P.; Approximate Wire Transmission Date – January 30, 2013; Refund Claimed – \$4,711.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: _____^x NOT GUILTY: _____

As to **Count 14** (Name on Tax Return – D.W.; Approximate Wire Transmission Date – February 1, 2013; Refund Claimed – \$4,996.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: _____^x NOT GUILTY: _____

As to **Count 15** (Name on Tax Return – S.J.; Approximate Wire Transmission Date – February 5, 2013; Refund Claimed – \$1,300.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: _____^x NOT GUILTY: _____

As to **Count 16** (Name on Tax Return – S.F.; Approximate Wire Transmission Date – July 8, 2013; Refund Claimed – \$1,408.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: _____^x NOT GUILTY: _____

As to **Count 17** (Name on Tax Return – D.B.; Approximate Wire Transmission Date – October 9, 2013; Refund Claimed – \$611.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: ☒ NOT GUILTY: ☐

As to **Count 18** (Name on Tax Return – J.C.; Approximate Wire Transmission Date – October 9, 2013; Refund Claimed – \$588.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: X NOT GUILTY:

As to **Count 19** (Name on Tax Return – T.N.; Approximate Wire Transmission Date – October 9, 2013; Refund Claimed – \$600.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: _____^x NOT GUILTY: _____

As to **Count 20** (Name on Tax Return – Y.S.; Approximate Wire Transmission Date – October 15, 2013; Refund Claimed – \$488.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: _____^x NOT GUILTY: _____

As to **Count 21** (Name on Tax Return – F.R.; Approximate Wire Transmission Date – October 16, 2013; Refund Claimed – \$444.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: _____^x NOT GUILTY: _____

As to **Count 22** (Name on Tax Return – A.T.; Approximate Wire Transmission Date – October 16, 2013; Refund Claimed – \$1,252.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: _____^x NOT GUILTY: _____

As to **Count 23** (Name on Tax Return – J.G.; Approximate Wire Transmission Date – October 16, 2013; Refund Claimed – \$499.00), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: X

NOT GUILTY:

Dated this 19th day of November, 2014.

s/Juror

Foreperson

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

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LANCE EALY,	:	
	:	
Defendant.	:	

VERDICT (Counts 35 – 37)

On the charge of wire fraud, in violation of 18 U.S.C. § 1343, as set forth in **Counts 35 through 37** of the Second Superseding Indictment, WE, THE JURY, find as follows:

As to **Count 35** (Approximate Wire Transmission Date – October 23, 2013;
Alleged Fraudulent Refund Amount – \$611.00; Bank Account Number – x7596;
Purported Account Holder – R.P.), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: ^x NOT GUILTY:

As to **Count 36** (Approximate Wire Transmission Date – October 23, 2013;
Alleged Fraudulent Refund Amount – \$600.00; Bank Account Number – x8228;
Purported Account Holder – J.F.), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: ^x NOT GUILTY:

As to **Count 37** (Approximate Wire Transmission Date – October 23, 2013;
Alleged Fraudulent Refund Amount – \$278.87; Bank Account Number – x0983;
Purported Account Holder – K.M.), WE, THE JURY, find the defendant **LANCE
EALY**:

GUILTY: ^x NOT GUILTY:

Dated this 19th day of November , 2014.

 s/Juror
Foreperson
 s/Juror
 s/Juror
 s/Juror
 s/Juror
 s/Juror

 s/Juror

 s/Juror
 s/Juror
 s/Juror
 s/Juror
 s/Juror

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 LANCE EALY, :
 :
 Defendant. :

VERDICT (Count 43)

On the charge of wire fraud, in violation of 18 U.S.C. § 1343, as set forth in **Count 43** of the Second Superseding Indictment, WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: _____^x NOT GUILTY: _____

Dated this 19th day of November, 2014.

s/Juror

Foreperson

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

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LANCE EALY,	:	
	:	
Defendant.	:	

VERDICT (Count 45)

On the charge of wire fraud, in violation of 18 U.S.C. § 1343, as set forth in
Count 45 of the Second Superseding Indictment, WE, THE JURY, find the defendant
LANCE EALY:

GUILTY: X NOT GUILTY:

Dated this 19th day of November, 2014.

<u> s/Juror </u>	<u> s/Juror </u>
Foreperson	
<u> s/Juror </u>	<u> s/Juror </u>
<u> s/Juror </u>	<u> s/Juror </u>
<u> s/Juror </u>	<u> s/Juror </u>
<u> s/Juror </u>	<u> s/Juror </u>
<u> s/Juror </u>	<u> s/Juror </u>

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LANCE EALY,	:	
	:	
Defendant.	:	

VERDICT (Counts 24 – 34)

On the charge of aggravated identity theft, during and in relation to the underlying offense of wire fraud, in violation of 18 U.S.C. § 1028A(a)(1), as set forth in **Counts 24 through 34** of the Second Superseding Indictment, WE, THE JURY, find as follows:

As to **Count 24** (Underlying Offense – Wire Fraud (*as set forth in Count 13*)),
WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: ^x NOT GUILTY:

As to **Count 25** (Underlying Offense – Wire Fraud (*as set forth in Count 14*)),
WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: ^x NOT GUILTY:

As to **Count 26** (Underlying Offense – Wire Fraud (*as set forth in Count 15*)),
WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: ^x NOT GUILTY:

As to **Count 27** (Underlying Offense – Wire Fraud (*as set forth in Count 16*)),
WE, THE JURY, find the defendant **LANCE EALY**:

As to **Count 33** (Underlying Offense – Wire Fraud (*as set forth in Count 22*)),

WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: x NOT GUILTY:

As to **Count 34** (Underlying Offense – Wire Fraud (*as set forth in Count 23*)),

WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: x NOT GUILTY:

Dated this 19th day of November, 2014.

 s/Juror
Foreperson

 s/Juror

 s/Juror

 s/Juror

 s/Juror

 s/Juror

 s/Juror

 s/Juror

 s/Juror

 s/Juror

 s/Juror

 s/Juror

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LANCE EALY,	:	
	:	
Defendant.	:	

VERDICT (Counts 39 – 41)

On the charge of aggravated identity theft, during and in relation to the underlying offense of wire fraud, in violation of 18 U.S.C. § 1028A(a)(1), as set forth in **Counts 39 through 41** of the Second Superseding Indictment, WE, THE JURY, find as follows:

As to **Count 39** (Underlying Offense – Wire Fraud (*as set forth in Count 35*)),
WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: ^x NOT GUILTY:

As to **Count 40** (Underlying Offense – Wire Fraud (*as set forth in Count 36*)),
WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: ^x NOT GUILTY:

As to **Count 41** (Underlying Offense – Wire Fraud (*as set forth in Count 37*)),
WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: ^x NOT GUILTY:

Dated this 19th day of Novmeber, 2014.

s/Juror

Foreperson

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

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	:	
LANCE EALY,	:	
	:	
Defendant.	:	

VERDICT (Count 44)

On the charge of aggravated identity theft, during and in relation to the underlying offense of wire fraud, in violation of 18 U.S.C. § 1028A(a)(1), as set forth in **Count 44** of the Second Superseding Indictment (Underlying Offense – Wire Fraud (*as set forth in Count 43*)), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: X NOT GUILTY:

Dated this 19th day of November, 2014.

s/Juror

Foreperson

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

UNITED STATES DISTRICT COURT
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UNITED STATES OF AMERICA,	:	Case No. 3:13-cr-175
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LANCE EALY,	:	
	:	
Defendant.	:	

VERDICT (Count 46)

On the charge of aggravated identity theft, during and in relation to the underlying offense of wire fraud (*as charged in Count 45*), in violation of 18 U.S.C. § 1028A(a)(1), as set forth in **Count 46** of the Second Superseding Indictment, WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: x

NOT GUILTY:

Dated this 19th day of November, 2014.

<u> s/Juror </u>
Foreperson
<u> s/Juror </u>
<u> s/Juror </u>
<u> s/Juror </u>
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<u> s/Juror </u>
<u> s/Juror </u>
<u> s/Juror </u>

**UNITED STATES DISTRICT COURT
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UNITED STATES OF AMERICA,	:	Case No. 3:13-cr-175
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LANCE EALY,	:	
	:	
Defendant.	:	

VERDICT (Count 38)

On the charge of mail fraud, in violation of 18 U.S.C. § 1341, as set forth in **Count 38** of the Second Superseding Indictment (Mail – Alleged Fraudulent Federal Tax Refund; Approximate Mailing Date – June 7, 2013; Mail Delivery Address – 728 Osmond Avenue, Dayton, Ohio), WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: _____ ^x NOT GUILTY: _____

Dated this 19th day of November, 2014.

s/Juror

Foreperson

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

s/Juror

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON

UNITED STATES OF AMERICA,	:	Case No. 3:13-cr-175
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vs.	:	Judge Michael R. Barrett
	:	
LANCE EALY,	:	
	:	
Defendant.	:	

VERDICT (Count 42)

On the charge of attempting to use one or more unauthorized access devices during a one-year period, thereby obtaining things of value aggregating \$1,000 or more, in violation of 18 U.S.C. § 1029(a)(2) and (b)(1), as set forth in **Count 42** of the Second Superseding Indictment, WE, THE JURY, find the defendant **LANCE EALY**:

GUILTY: x NOT GUILTY:

Dated this 19th day of November, 2014.

<u> s/Juror </u>	<u> s/Juror </u>
Foreperson	
<u> s/Juror </u>	<u> s/Juror </u>
<u> s/Juror </u>	<u> s/Juror </u>
<u> s/Juror </u>	<u> s/Juror </u>
<u> s/Juror </u>	<u> s/Juror </u>
<u> s/Juror </u>	<u> s/Juror </u>